IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

FRIDAY, THE 14TH DECEMBER 2007 / 23RD AGRAHAYANA 1929

WP(C).No. 30321 of 2007(I)

PETITIONERS:

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1. V.T.VIJAYAN, AGED 54 YEARS
   S/O. THATHI, RESIDINGM AT VELLONGITHOPPIL
   NEAR FACT NAGAR,THEKKUMBHAGAM VILLAGE
   TRIPUNITHURA P.O. PIN CODE-682 301.

2. P.PADMAKSHAN, AGED 70 YEARS
   S/O.PARAMESWARAN, WESTERN SIDE OF KANNANKULANGARA
   NEAR CHINMAYA SCHOOL, THEKKUMBHAGAM VILLAGE
   VALIYAKADU ROAD, TRIPUNITHURA P.O.
   PIN CODE-682 301.

BY ADV. SRI.K.S.BABU
SMT.N.SUDHA

RESPONDENTS:

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1. THE SPECIAL TAHSILDAR
   LAND ACQUISITION (GENERAL)
   ERNAKULAM, KAKKANAD, KOCHI-30.

2. THE DISTRICT , COLLECTOR,
   ERNAKULAM,CIVIL STATION BUILDING,
   KAKKANAD, KOCHI-30.

3. STATE OF KERALA
   REPRESENTED BY THE
   CHIEF SECRETARY TO GOVERNMENT
   GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

ADDL.RESPONDENT IMPLEADED:

4. THE EXECUTIVE ENGINEER, ROADS & BRIDGES DIVISION,
   ERNAKULAM, KAKKANAD, KOCHI 30.

(ADDL.R4 IMPLEADED AS PER ORDER DATED 14.12.2007 IN
IA NO.16272/2007)

BY G.P. SHRI BASANT BALAJI

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. PADMANABHAN NAIR ,J.

W.P.(C) No.30321 of 2007 I

Dated, this the 14th day of December, 2007

JUDGMENT

The complaint of the petitioners is that the compensation for the lands acquired from their possession is not yet determined and disbursed. Learned Government Pleader, on instructions, submits that the Land Acquisition Officer had already prepared a draft award and the District Collector had already approved the same. It is submitted that the requisitioning authority was requested to make available the necessary funds. On behalf of the requisitioning authority it is submitted that the Government has already allotted necessary funds and within a period of two months the requisitioning authority will make available the necessary funds to the Land Acquisition Officer.

2. In view of the submission made by the Government Pleader that within a period of two months necessary amounts will be made available to the Land Acquisition Officer, I am of the view that the Writ Petition itself can be disposed of with a direction to the requisitioning authority to make available the necessary funds within a period of two months and to the Land Acquisition Officer to pass an award and disburse the amount within another six weeks from the date of receipt of necessary amount.

K. PADMANABHAN NAIR,
JUDGE.

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